

<b>STATE OF MICHIGAN PROBATE COURT COUNTY OF _____</b>	<b>ORDER REGARDING APPOINTMENT OF CONSERVATOR</b> <input type="checkbox"/> ADULT <input type="checkbox"/> MINOR	<b>FILE NO.</b> _____
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Estate of \_\_\_\_\_, a protected individual

1. Date of hearing: \_\_\_\_\_ Judge: \_\_\_\_\_ Bar no. \_\_\_\_\_

**THE COURT FINDS:**

2. Notice of hearing was given to or waived by all interested persons.
3. The individual is not in need of a conservator.
4. Upon presentation of clear and convincing evidence, the **adult** individual is in need of a conservator because s/he is unable to manage his/her property and business affairs effectively because of
- |                                                        |                                                |                                                          |
|--------------------------------------------------------|------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> mental illness.               | <input type="checkbox"/> mental deficiency.    | <input type="checkbox"/> physical illness or disability. |
| <input type="checkbox"/> chronic use of drugs.         | <input type="checkbox"/> chronic intoxication. | <input type="checkbox"/> confinement.                    |
| <input type="checkbox"/> detention by a foreign power. | <input type="checkbox"/> disappearance.        | <input type="checkbox"/> other: _____                    |
- and**  a. the individual has property that will be wasted or dissipated unless proper management is provided.
- or**  b. money is needed for the support, care, and welfare of the individual or those entitled to be supported by the individual and that protection is necessary to obtain or provide the money.
5. The individual is mentally competent but because of age or physical infirmity is unable to manage his or her property and affairs effectively and, recognizing this disability, has requested a conservator's appointment.
6. Upon presentation of clear and convincing evidence, the **minor** individual is in need of a conservator because the minor
- |                                                                                                                                         |
|-----------------------------------------------------------------------------------------------------------------------------------------|
| <input type="checkbox"/> a. owns money or property that requires management or protection that cannot otherwise be provided.            |
| <input type="checkbox"/> b. has or may have business affairs that may be jeopardized or prevented by the person's minority.             |
| <input type="checkbox"/> c. needs money for support and education, and protection is necessary or desirable to obtain or provide money. |
7. It is in the ward's best interests for the guardian to sell or otherwise dispose of the ward's real property or interest in real property. The guardian should be appointed as special conservator to petition for sale of the real estate.
8. There is no qualified, suitable individual willing to act as conservator and the appointment of a professional conservator is in the best interests of the adult/minor. A bond must be filed.

**IT IS ORDERED:**

9. The petition for the conservator is  granted.  denied on the merits.  dismissed/withdrawn.
10. \_\_\_\_\_, whose address and telephone number are
- |                      |         |      |       |     |               |
|----------------------|---------|------|-------|-----|---------------|
| Name (type or print) | Address | City | State | Zip | Telephone no. |
|----------------------|---------|------|-------|-----|---------------|
- \_\_\_\_\_, is appointed
- |                                                                                   |
|-----------------------------------------------------------------------------------|
| <input type="checkbox"/> a. conservator of all assets of the individual's estate. |
| <input type="checkbox"/> b. limited conservator of the following assets: _____    |
- \_\_\_\_\_. The individual retains title to all other assets in the estate.
- c. special conservator with authority to proceed under MCL 700.5423(3) in order to dispose of real property. Acceptance of appointment must be filed.  Bond at \$ \_\_\_\_\_ must be filed.
- The conservator is not permitted to act until letters of conservatorship are issued. After qualification, the conservator shall comply with all relevant requirements under the law.
11. The conservator is not required to file an annual account.
12. **IT IS FURTHER ORDERED:**

_____ Date	_____ Judge			
_____ Attorney name (type or print)	_____ Bar no.			
_____ Address	_____ City	_____ State	_____ Zip	_____ Telephone no.

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